

gambling restrictions under chapter 99B, 99D, 99F, 99G, or 725, alcohol restrictions under chapter 123, compulsory attendance requirements under chapter 299, and cigarette tobacco restrictions under chapter 453A.

4. An emancipated child shall not be considered an adult for prosecution except as provided in section 232.8.

5. Notwithstanding sections 232.147 through 232.151, the emancipation order shall be released by the juvenile court subject to rules prescribed by the supreme court.

6. A parent who is absolved of child support obligations pursuant to an emancipation order shall notify the child support recovery unit of the department of human services of the emancipation.

Approved May 26, 2009

CHAPTER 154

DISPOSAL OF DEAD ANIMAL BODIES

S.F. 405

AN ACT providing for the disposal of dead animal bodies by persons, including individuals practicing veterinary medicine, and making penalties applicable.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 167.3, Code 2009, is amended to read as follows:

167.3 "DISPOSING" DEFINED.

1. ~~Any A~~ person who ~~shall receive~~ receives from any other person the body of any dead animal for the purpose of obtaining the hide, skin, or grease from such animal, in any way whatsoever, or any part thereof, shall be deemed to be engaged in the business of disposing of the bodies of dead animals, and must be the operator or employee of a licensed disposal plant.

2. A disposal plant does not include an operation where the body of a dead animal is cremated, so long as the operation does not use the body of a dead animal for any other purpose described in subsection 1.

Sec. 2. Section 167.18, Code 2009, is amended to read as follows:

167.18 DUTY TO DISPOSE OF DEAD BODIES.

1. A person who has been caring for or who owns an animal that has died shall not allow the carcass to lie about the person's premises. The carcass shall be disposed of within ~~twenty-four hours~~ a reasonable time after death by composting, cooking, burying, or burning, as provided in this chapter, or by disposing of it, within the allowed time, to a person licensed to dispose of it.

2. Subsection 1 does not apply to a veterinarian, issued a valid license or a valid temporary permit by the Iowa board of veterinary medicine as provided in chapter 169, who contains a dead animal's carcass in a manner that prevents an outbreak of disease.

Approved May 26, 2009

CHAPTER 155**REGULATION OF ANIMAL FEEDING OPERATIONS***S.F. 432*

AN ACT regulating animal feeding operations, making penalties applicable, and providing for penalties and effective dates.

Be It Enacted by the General Assembly of the State of Iowa:

DIVISION I**APPLICATION OF MANURE ON
SNOW COVERED GROUND AND FROZEN
GROUND**

Section 1. Section 459.102, Code 2009, is amended by adding the following new subsections:

NEW SUBSECTION. 28A. "Frozen ground" means soil that is impenetrable due to frozen soil moisture but does not include soil that is only frozen to a depth of two inches or less.

NEW SUBSECTION. 31A. "Liquid manure" means manure that meets all of the following requirements:

- a. It flows perceptibly under pressure.
- b. It is capable of being transported through a mechanical pumping device designated to move a liquid.
- c. Its constituent molecules flow freely among themselves and show the tendency to separate under stress.

NEW SUBSECTION. 44A. "Snow covered ground" means soil covered by one inch or more of snow or soil covered by one-half inch or more of ice.

NEW SUBSECTION. 45A. "Surface water drain tile intake" means an opening to a drain tile which allows surface water to enter the drain tile without filtration through the soil profile.

Sec. 2. Section 459.312, subsection 10, Code 2009, is amended by adding the following new paragraph:

NEW PARAGRAPH. h. A description of land identified for the application of liquid manure due to an emergency if allowed pursuant to section 459.313A. The owner must identify the land in the original manure management plan or in the next updated manure management plan required to be submitted to the department following the application.

Sec. 3. NEW SECTION. 459.313A APPLICATION OF MANURE ON LAND — SNOW COVERED GROUND AND FROZEN GROUND.

A person may apply manure originating from an animal feeding operation on snow covered ground or frozen ground, except to the extent otherwise provided by applicable requirements in this section, this chapter, or the national pollutant discharge elimination system pursuant to the federal Water Pollution Control Act, 33 U.S.C. ch. 26, as amended, and 40 C.F.R. pts. 122 and 412.

1. During the period beginning December 21 and ending April 1, the person may apply liquid manure originating from a manure storage structure, that is part of a confinement feeding operation, on snow covered ground only when there is an emergency. During the period beginning February 1 and ending April 1, the person may apply liquid manure originating from a manure storage structure, that is part of a confinement feeding operation, on frozen ground only when there is an emergency. An emergency occurs only when there is an immediate need to comply with section 459.311, subsection 1, due to unforeseen circumstances affecting the storage of the liquid manure. The unforeseen circumstances must be beyond the control of the owner of the confinement feeding operation, including but not limited to natural disaster,